

**DIRECTORS' MEETING**  
**Monday, June 12, 2000 - 11:00 a.m.**  
**Conference Room 113**

**I. MAYOR**

1. Letter & Material from Mayor Don Wesely - RE: StarTran Task Force Recommendations (See Material).
2. CITY OF LINCOLN - NEWS ADVISORY - RE: Mayor Wesely and Bryan Hall, Vice President for Farallon Development Services of San Francisco, will be available to talk to the media at 1:30 p.m. on Wednesday, June 7<sup>th</sup> - Hall is heading the team now looking at the development of a downtown entertainment center on block 41, bounded by 11<sup>th</sup>, 12<sup>th</sup>, "O" & "P" Streets (See Release).
3. CITY OF LINCOLN - NEWS ADVISORY - RE: Mayor Wesely will announce his recommendation on emergency medical service at a news conference at 10:00 a.m., Thursday, June 8<sup>th</sup> (See Release).
4. CITY OF LINCOLN - NEWS ADVISORY - RE: Mayor Announces Expansion of Adopt-A-Sign Program (See Release).
5. CITY OF LINCOLN - NEWS RELEASE - RE: Mayor Recommends That Fire Department Provide Emergency Ambulance Service (See Release).
6. Material from Mayor Wesely - RE: Mayor Don Wesely Policy Recommendation on Ambulance Service - June 8, 2000 (See material).
7. Material from Mayor Wesely - RE: Mayor's Position Statement on Emergency Medical Services - July 22, 1993 (See Material).

**II. CITY CLERK**

**III. CORRESPONDENCE**

**A. COUNCIL REQUESTS**

**COLEEN SENG**

1. OUTSTANDING Request to **Urban Development, Wynn Hjermsstad** - RE: The situation at 448 N. 24<sup>th</sup> Street (RFI#803 - 5/1/00) — **1.) SEE RESPONSE FROM BUILDING & SAFETY DEPARTMENT RECEIVED ON RFI#803 - 5/12/00 – 2.) SEE RESPONSE FROM LINCOLN HOUSING AUTHORITY RECEIVED ON RFI#803-5/18/00**

2. OUTSTANDING Request to Public Works Department, Allan Abbott - RE: A rose hedge at 140 Skyway Road (RFI#804 - 5/31/00)
3. Request to Building & Safety Department/Public Works Department/Mayor - RE: The McCleery's fence (RFI#805-6/08/00)
4. Request to Public Works Department - RE: A sidewalk on N. 62<sup>nd</sup> & Havelock Avenue (RFI#806 -6/08/00)
5. Request to Public Works Department/StarTran, Larry Worth - RE: An exact route location for Marion Casburn-3820 N. 42<sup>nd</sup> Street (RFI#807-6/08/00)

#### **ANNETTE McROY**

1. OUTSTANDING Request to PRT/LPD/B & S/ **Urban Development/** Animal Control - RE: Duplex 3019 & 3017 Starr Street (RFI#38 - 4/6/00) – **1.) SEE RESPONSE FROM BUILDING & SAFETY DEPARTMENT RECEIVED ON RFI#38 - 4/10/00 2.) SEE RESPONSE FROM ANIMAL CONTROL RECEIVED ON RFI#38 -4/11/00 3.) SEE RESPONSE FROM CHIEF CASADY, LPD RECEIVED ON RFI#38 - 4/19/00**
2. OUTSTANDING Request to **Public Works Department** - Sidewalks - RE: Sidewalks that need to be inspected (RFI#40 - 5/05/00)
3. OUTSTANDING Request to Planning Department/ **Real Estate** - RE: Request for a vacation of "Y" Street from 7<sup>th</sup> - 9<sup>th</sup> Streets (RFI#41 - 5/05/00) — **1.) SEE RESPONSE FROM JENNIFER DAM, PLANNING DEPARTMENT RECEIVED ON RFI#41-5/09/00**
4. OUTSTANDING Request to **Law Department** - RE: Cars & Trucks driving on City streets that operate hydraulics systems (RFI#45 -5/05/00)
5. OUTSTANDING Request to **Public Works Department**, Sidewalks - RE: The West "O" Business Association on their welcome sign (RFI#46 - 5/05/00)
6. ~~OUTSTANDING~~ Request to Lincoln Police Department, Traffic Enforcement - RE: Cars parking across the sidewalk area on a regular basis (RFI#48-5/18/00) — **1.) SEE RESPONSE FROM CAPTAIN IMES, POLICE DEPARTMENT RECEIVED ON RFI#48-6/05/00**
7. OUTSTANDING Request to **Public Works Department**, Sidewalks - RE: Sidewalk Inspections that are needed (RFI#49-5/18/00)
8. Request to Public Works Department, Roger Figard - RE: A problem in their area with an incomplete street, namely Lamont Drive (RFI#51-6/08/00)

## **JON CAMP**

1. OUTSTANDING Request to **Parks & Rec. Department**, Jim Morgan/Lynn Johnson - RE: Tierra Park – Retaining Wall – 3012 Stephanos (RFI#41 - 5/12/00)
2. OUTSTANDING Request to Don Taute, Assistant City Attorney/ **Georgia Glass, Personnel Director** - RE: Proposed Ordinance --(00-101 on Council Agenda) (RFI#42-5/15/00) — **1.) THE RESPONSE FROM DON TAUTE, CITY ATTORNEY'S OFFICE WAS RECEIVED ON RFI#42-5/25/00 WAS ATTACHED TO THE DIRECTOR'S ADDENDUM FOR TUESDAY, MAY 30, 2000.**
3. OUTSTANDING Request to **Fire Department/Chief Spadt** - RE: Fire Station at 84<sup>th</sup> & South Streets (RFI#39.1 - 6/01/00)

## **CINDY JOHNSON**

1. Request to Mike Merwick, Building & Safety Department - RE: Food is being thrown in the back for rats, possums, etc. - house West (right next door) to 1832 Bellville (RFI#145-5/22/00) — **1.) THE RESPONSE FROM MIKE MERWICK, BUILDING & SAFETY DEPARTMENT WAS RECEIVED ON RFI#145-5/26/00 WAS ATTACHED TO THE DIRECTOR'S ADDENDUM FOR TUESDAY, MAY 30, 2000. (This Request & Response will be taken off next week, I wanted to let you know that a response to this RFI had been received)**

## **B. DIRECTORS AND DEPARTMENT HEADS**

### **AUDITING**

1. Letter from Mark Leikam, City of Lincoln Keno Auditor (See Letter).

### **FINANCE**

1. Memo from Don Herz, Chairman, Ambulance Review Committee - RE: Ambulance Review Committee Assignment (Council copies hand delivered to them over the first weekend in June )(Copy of this material is on file in the City Council Office).

### **HEALTH DEPARTMENT**

1. NEWS RELEASE - RE: Smoke Free Dining Day - June 4, 2000 - Nebraska is celebrating "Nebraska No Tobacco Week"; May 29-June 5 (See Release).

2. NEWS RELEASE - RE: The Board of Health will meet on June 20, 2000 at 7:30 p.m. (See Release).
3. NEWS RELEASE - RE: Board Of Health Appointments (See Release).
4. NEWS RELEASE - RE: Summer Food Program (See Release).

#### **LIBRARY**

1. NEWS RELEASE - RE: Library Board Candidates Sought (See Release).

#### **PLANNING**

1. Information from Kathleen Sellman, Planning Department & Allan Abbott, Public Works Department - RE: Solicitation of Task Force Members (See Material).
2. Annexation by Ordinance - Effective Date: June 14, 2000 - Ordinance No. 17677 - 265.29 Acres.

#### **PLANNING COMMISSION FINAL ACTION .....**

1. Final Plat No. 00004 - Edenton North 5<sup>th</sup> Addition (Lucile Drive & Shirl Drive) Resolution No. PC-00605.

#### **POLICE DEPARTMENT**

1. Memo from Investigator Russ Fosler - RE: Zapatas (See memo).

#### **PUBLIC WORKS & UTILITIES DEPARTMENT**

1. Memo from Elmer Cole - RE: Ornamental Lighting District Questions (See Memo).

#### **REAL ESTATE DIVISION**

1. InterOffice Memo from Clinton W. Thomas - RE: Vacation of west 20 feet of North 18<sup>th</sup> Street adjacent to Block 10, Kinney's "O" Street Addition, and Lots 2, 3, & 4, Bryant Subdivision (See Memo).
2. InterOffice Memo from Clinton W. Thomas - RE: Vacation of south 35 feet of E Street, west of 27<sup>th</sup> Street (See Memo).
3. InterOffice Memo from Clinton W. Thomas - RE: Vacation of H Street from west line of South 6<sup>th</sup> Street west to railroad right-of-way (See Memo).

**C. MISCELLANEOUS**

1. Material from Jim Willis, President, Lincoln Central Labor Union - RE: A resolution that they would like to get passed through the City Council, it is a resolution for “Workers Right To Organize” which is already a federal law, but they would like to reaffirm this with a resolution locally (See Material).
2. Letter from Eloise Mathias to StarTran - RE: The proposed bus service changes to the StarTran schedules (See Letter).
3. Letter from Joan Aksamit, Secretary, Briarhurst West Neighborhood Association - RE: Burlington Railroad has posted a sign at the tracks south of the So. 33 St. dead end stating that the private crossing is subject to closure, and if you believe you are legally entitled to this crossing, to call - they would like to see it kept opened and possibly continue the bike path across it since our only route north is 40th St. or 27th St. (See Letter).
4. Letter & Report from Regina Robinson-Noble, MD, Lancaster County Medical Society - RE: A “Thank you” letter for the opportunity to serve the community as your appointee representing the Lancaster County Medical Society on the Ambulance Review Committee (See Material).
5. Letter & Material from Scott D Sullivan, AIA, Erickson Architects Sullivan to John Bradley, Planning - RE: Entries - Phase II (See Material).

**IV. DIRECTORS**

**V. CITY COUNCIL MEMBERS**

**VI. ADJOURNMENT**

**Directors' Meeting  
Minutes  
Monday, June 12, 2000  
Conference Room 113**

**Council Members Present:** Jon Camp, Jonathan Cook, Jeff Fortenberry, Cindy Johnson, Annette McRoy, Coleen Seng, Jerry Shoecraft.

**Others Present:** Jennifer Brinkman, Mayor's Office; Dana Roper, City Attorney; Directors & Department Heads; city Clerk, Paul Malzer; Judy Roscoe, City Clerk Staff; Chris Hain, Lincoln Journal Star Representative.

**I. MAYOR** - Mayor Don Wesely not present. No comments from staff.

- A. Letter & Material from Mayor Don Wesely - RE: StarTran Task Force Recommendations. - NOTED WITHOUT COMMENTS.
- B. CITY OF LINCOLN - NEWS RELEASE - RE: Civil Rights Symposium Set For July In Lincoln. - NOTED WITHOUT COMMENTS.
- C. News Release - Parks Department Interim Management Announced - NOTED WITHOUT COMMENTS.

**II. CITY CLERK**

City Clerk Malzer stated to Council that the liquor applications of Garden Café would be called together at the Public Hearing.

City Clerk Malzer stated that Item No. 6 has two motions to amend to this ordinance and a request has been made from Terry Bundy of LES to place this on Pending.

Mr. Shoecraft asked if the procedure was to be 3<sup>rd</sup> Reading with continued Public Hearing today, two motions to amend & a motion to place on Pending with Public Hearing to which Clerk Malzer responded yes.

Mr. Cook stated he wants to make sure everyone understands what's being proposed.

Mr. Johnson stated she'd like to vote on the amendments (inaudible) and put something a little bit together separately (inaudible) with what you're trying to do. I think maybe pull all the entities altogether and come up with some kind of a plan, What are we looking at regarding costs? How's it going to affect our constituents if we bury lines, you know LES. (inaudible) some kind of a comprehensive plan.

Mr. Cook says that he thinks the existing language doesn't make very much sense & may not apply the way some people think it applies. So if we pass the existing ordinance I still think that misunderstanding is there. He did discuss the Pending issue with LES.

Mr. Fortenberry stated he heard Alltel's argument against taking away (inaudible). It makes sense to him, but understands what Mr. Cook is saying in terms of the general language that's currently in there that doesn't quite make sense either.

Mr. Cook stated that Law Dept. has done some research to see what language other cities have in

their right-of-way ordinances pertaining to variable lines and the Council Members need time to look at that.

Mr. Fortenberry said he suggested to have a fact of omission of Alltel (inaudible) and they don't have a consistent basis.

City Clerk Malzer in reference to Item No. 16 stated that there is a motion to amend & a substitute Attachment A.

City Clerk Malzer said that there are two attachments to the Miscellaneous Referral Sheet from the Chief of Police in regards to two SDL's for the Haymarket Hay Days on the 16<sup>th</sup> & 17<sup>th</sup>. This will not go before City Council because this is a City Special Event and they went through the Special Event Committee which is allowed by City ordinance.. They do not need to go before City Council and they have been approved.

City Clerk Malzer asked if there would be a meeting on July 3<sup>rd</sup>.

Mr. Shoecraft said the Budget Office needed to meet with the City Council that day since they are in the budget process. So, yes there would be a meeting. I'd rather have a briefing on Thursday & get Monday off. We may be able to swing a deal. He then asked if something came up at the 11<sup>th</sup> hour how much notice would Paul need?

City Clerk Malzer stated he would need at least 24 hours. He said he would try to avoid scheduling any liquor applications or any special permits because they have to be advertised 7 days prior to public hearing.

Mr. Camp said to Mr. Shoecraft that he sounds reluctant about this.

Mr. Shoecraft stated that Budget Dept. is at such a point that they need a day for various reasons in regards to the budget process. Maybe he could talk to Don & Administration & see about their schedules & see if its worth having briefings with Council to agree on a time maybe later that week to get Monday off.

Finance Director Don Herz stated he would talk with Steve Hubka to see if there's anyway.

Mr. Seng mentioned that on that Thursday they have prevalent time from 4:00 to 8:00 p.m.

Mr. Shoecraft said he could give 2:00 p.m to 8:00 p.m. just to get Monday off.

### III. CORRESPONDENCE

#### A. COUNCIL REQUESTS

##### COLEEN SENG

1. OUTSTANDING request to Urban Development, Wynn Hjermstad - RE: The situation at 448 N. 24<sup>th</sup> Street (RFI#803 - 5/01/00) - **1) SEE RESPONSE FROM BUILDING & SAFETY DEPARTMENT RECEIVED ON RFI#803 - 5/12/00. 2) SEE RESPONSE FROM LINCOLN HOUSING AUTHORITY RECEIVED ON RFI#803 - 5/18/00. - NOTED WITHOUT COMMENTS.**
2. OUTSTANDING request to Public Works Department, Allan Abbott - RE: A rose hedge at 140 Skyway Road (RFI#804 - 5/31/00) - NOTED WITHOUT COMMENTS.
3. Request to Building & Safety Department/Public Works Department/Mayor - RE: T<sup>he</sup> McCleery's fence (RFI#805 - 6/08/00) - NOTED WITHOUT COMMENTS.
4. Request to Public Works Department - RE: A sidewalk on N. 62<sup>nd</sup> & Havelock Avenue (RFI#806 -

6/08/00) - NOTED WITHOUT COMMENTS.

5. Request to Public Works Department/StarTran, Larry Worth - RE: An exact route location for Marion Casburn - 3820 N. 42<sup>nd</sup> Street. (RFI#807-6/08/00)

**ANNETTE MCROY**

1. OUTSTANDING request to PRT/LPD/B&S/**Urban Development**/Animal Control - RE: Duplex 3019 & 3017 Starr Street (RFI#38 - 4/6/00) - **1) SEE RESPONSE FROM BUILDING & SAFETY DEPARTMENT RECEIVED ON RFI#38 - 4/10/00. 2) SEE RESPONSE FROM ANIMAL CONTROL RECEIVED ON RFI#38. 3) SEE RESPONSE FROM CHIEF CASADY, LPD RECEIVED ON RFI#38. - 4/19/00. - NOTED WITHOUT COMMENTS.**
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3. OUTSTANDING Request to Fire Dept/Chief Spadt - RE: Fire Station at 84<sup>th</sup> & South Streets (RFI#39 - 5/11/00) -



Mr. Camp asked Chief Spadt if he had any idea when he would have this information back.

Chief Spadt responded that they were having a heck of a time analyzing because for years they responded with three vehicles and now they are responding with five. Since they've been automated the last 15 years anything beyond they would have to go to the archives and by hand determine which apparatus was on location first. This will take a great deal of time to accomplish this request.

#### **CINDY JOHNSON**

1. Request to Mike Merwick, Building & Safety Department - RE: Food is being thrown in the back for rats, possums, etc. - house West (right next door) to 1832 Bellville (RFI#145 - 522/00) - **1) THE RESPONSE FROM MIKE MERWICK, BUILDING & SAFETY DEPARTMENT WAS RECEIVED ON RFI#145 - 5/26/00 WAS ATTACHED TO THE DIRECTOR'S ADDENDUM FOR TUESDAY, MAY 30, 2000. (This Request & Response will be taken off next week, I wanted to let you know that a response to this RFI had been received)**

Ms. Johnson said thank you, Mike you gave it to me just in time, this lady called me.

#### **B. DIRECTORS AND DEPARTMENT HEADS**

##### **AUDITING**

1. Letter from Mark Leikam, City of Lincoln Keno Auditor (See Letter). - NOTED WITHOUT COMMENTS.

##### **FINANCE**

1. Memo from Don Herz, Chairman, Ambulance Review Committee - RE: Ambulance Review Committee Assignment (Council copies hand delivered to them over the first weekend in June) (Copy of this material is on file in the City Council Office.) - NOTED WITHOUT COMMENTS.

##### **HEALTH DEPARTMENT**

1. NEWS RELEASE - RE: Smoke Free Dining Day - June 4, 2000 - Nebraska is celebrating "Nebraska No Tobacco Week"; Ma 29-June 5 (See Release). - NOTED WITHOUT COMMENTS
2. NEWS RELEASE - RE: The Board of Health will meet on June 20, 2000 at 7:30 p.m. (See Release). - NOTED WITHOUT COMMENTS.
3. NEWS RELEASE - RE: Board of Health Appointments. (See Release). - NOTED WITHOUT COMMENTS.
4. NEWS RELEASE - RE: Summer Food Program (See Release). - NOTED WITHOUT COMMENTS.

##### **LIBRARY**

1. NEWS RELEASE - re: Library Board Candidates Sought. (See Release).

Mr. Shoecraft stated this gets back to the same issue we've been talking about for years now procedures and how that should occur, so does anybody have any suggestion let us know.

Mr. Cook stated he thought he read in a memo that they're going to go through their process and then send them all to us anyway, is that still acceptable with the Council?

Mr. Shoecraft answered yes, I think that's what we all agreed on.

## **PLANNING**

1. Information from Kathleen Sellman, Planning Department & Allan Abbott, Public Works Department - RE: Solicitation of Task Force Members (See Material)

Mr. Shoecraft stated that that information is in there (inaudible) for Task Force that whatever you Council appointments or County Commissioner appointment and some from our colleagues so keep that in mind, review that, and (inaudible) to sit on any one of those three new Task Force that are coming up in June, July, I think, let me know, let us know and we'll go from there.

Mr. Camp stated that two words you may have to (inaudible) public school on Wednesday's, Thursday's & (inaudible) get representation on this.

Mr. Shoecraft said to be mindful of that. He was at a joint school board meeting and suddenly she sent me a couple of public school systems that would like to have representation on. Any of those Task Force you see that will impact them greatly, keep that in mind also.

2. Annexation by Ordinance - Effective Date: June 14, 2000 - Ordinance No. 17677 - 265.29 acres. - NOTED WITHOUT COMMENTS.

## **PLANNING COMMISSION FINAL ACTION .....**

1. Final Plat No. 0004 - Edenton North 5<sup>th</sup> Addition (Lucile Drive & Shirl Drive) Resolution Nol. PC-00605 - NOTED WITHOUT COMMENTS..

## **POLICE DEPARTMENT**

1. Memo from Investigator Russ Fosler - RE: Zapatas (See memo) - NOTED WITHOUT COMMENTS.

## **PUBLIC WORKS & UTILITIES DEPARTMENT**

1. Memo from Elmer Cole - RE: Ornamental Lighting district Questions. (See memo) - NOTED WITHOUT COMMENTS.

## **REAL ESTATE DIVISION**

1. InterOffice Memo from Clinton W. Thomas - RE: Vacation of west 20 feet of North 18<sup>th</sup> Street adjacent to Block 10, Kinney's "O" Street Addition, and Lots 2, 3, & 4 Bryant Subdivision. (See memo) - NOTED WITHOUT COMMENTS.
2. InterOffice Memo from Clinton W. Thomas - RE: Vacation of south 35 feet of E Street, west of 27<sup>th</sup> Street. (See memo) - NOTED WITHOUT COMMENTS.
3. InterOffice Memo from Clinton W. Thomas - RE: Vacation of H Street from west line of South 6<sup>th</sup> Street west to railroad right-of-way. (See memo) -

Mr. Shoecraft asked about 18<sup>th</sup> Street between R and Q is there anybody here who can address that issue.

Marc Wullschleger stated he believes it's UNL is between R & Q help me out there.

Mr. Shoecraft said it was on the west side.

Mr. Wullschleger stated it was Duteau's lot was sold to UNL.

Mr. Shoecraft asked if that was the new parking ...  
Mr. Wullschleger answered it was the new parking (inaudible).

## **C. MISCELLANEOUS**

1. Material from Jim Willis, President, Lincoln Central Labor Union - RE: A resolution that they would like to get passed through the City Council, it is a resolution for "Workers Right to Organize" which is already a federal law, but they would like to reaffirm this with a resolution locally. (See material) -

Mr. Shoecraft said this has been submitted to Administration also. T

Ms. Seng asked if Dana had a copy of that/

Mr. Shoecraft said he was told that it was submitted to administration & forward to Dana. I'm not sure if he received it.

Jennifer Brinkman said she would send him a copy.

2. Letter from Eloise Mathias to StarTran - RE: The proposed bus service changes to the StarTran schedules. (See letter)

Ms. Seng said she would send that through. She had sent another one through (inaudible).

3. Letter from Joan Aksamit, Secretary, Briarhurst West Neighborhood Association - RE: Burlington Railroad has posted a sign at the tracks south of the South 33<sup>rd</sup> Street dead end stating that the private crossing is subject to closure, and if you believe you are legally entitled to this crossing, to call - they would like to see it kept open and possibly continue the bike path across it since our only route north is 40<sup>th</sup> Street or 27<sup>th</sup> Street. (See letter)

Mr. Shoecraft asked if anyone was familiar with this?

Roger Figard stated that Public Works will have to take a look at it. He hasn't seen it yet because he was gone last week.

Mr. Shoecraft said he would see that Mr. Figard gets a copy of it.

4. Letter & Report from Regina Robinson -Noble, M.D., Lancaster County Medical Society - RE: A "Thank you" letter for the opportunity to serve the community as your appointee representing the Lancaster County Medical Society on the Ambulance Review Committee. (See material) - NOTED WITHOUT COMMENTS.
5. Letter & Material from Scott D. Sullivan, AIA, Erickson Architects Sullivan to John Bradley, Planning. - RE: Entries- Phase II. (See material).

Mr. Fortenberry stated that this should really be taken with a grain of salt. It is a minimal contract requirement that doesn't include near the information on all the creative (inaudible).

John Bradley said he advised Jeff that this meets their contractual requirements for the Phase 2, but at this point our Parks Dept. & Public Works Dept, & Planning will get together and work it out closer & realistically and see what they can achieve. He did tell Jeff that he had been attempting, but the person I need to talk to at the State was out of town last week, but he is going to see what the chances are of getting some T-21 (inaudible) money to do some of these improvements that have been suggested. They seem to be pretty right for that type of money, in his mind anyway. And, nationally the awards are in the hundreds

of thousands of dollars for that type of loan. He feels there some hope and promise there. He's not aware that they've been able to tap any of that money here in Lincoln. With Allan on our side now he knows the in's and out's of the State.

## **ADDENDUM**

### **I. CORRESPONDENCE**

#### **C. MISCELLANEOUS**

1. Letter from Terry L. Bundy, P.E., Administrator and CEO, LES - RE: The language in the Telecommunication ordinance regarding the requirements to put facilities underground is confusing. (See letter) - NOTED WITHOUT COMMENTS.
2. Letter from Concerned Lincoln Rural Metro Employees - RE: The EMS Issue. (See letter) - NOTED WITHOUT COMMENTS.
3. Letter from Alene Anderson-Swinehart, Irvingdale Neighborhood Assn - RE: The INA Board's support of Councilman Cook's amendment to the Right-of-Way Ordinance. (See letter) - NOTED WITHOUT COMMENTS.
4. Letter from Corrie Kieltry, Secretary, Hawley Area Neighborhood Assn. - RE: The Hawley Area Neighborhood Association asks for your support on Councilman Cook's proposed amendment to the Right-Of-Way Ordinance (#00-100) currently before the City Council. (See letter) - NOTED WITHOUT COMMENTS.
5. Three Letters -RE: The ambulance service issue. (See letters) - NOTED WITHOUT COMMENTS.

### **IV. DIRECTORS**

Don Herz stated that he and Steve Hubka would like to meet with the Council at their noon meeting to discuss the July 3<sup>rd</sup> meeting.

### **V. CITY COUNCIL MEMBERS**

**CINDY JOHNSON - NO COMMENTS.**

**JONATHAN COOK**

Mr. Cook mentioned a reminder of the July 4<sup>th</sup> Fireworks.

**ANNETTE MCROY**

Ms. McRoy told of a fire hydrant that has been knocked over on Capital parkway and Randolph Bypass. It has been laying on it's side for a couple of days now.

**JEFF FORTENBERRY**

Mr. Fortenberry said he had two things. He asked Allan about a letter to the head of the Airport Authority about landscaping improvements. He feels that he ought to make sure that we're

all on the same track because the next phase of the entryway project is right there and that's going to get confusing to outside parties. He suggested that they hesitate and regroup and make sure everyone has the same goal. He also mentioned that on Sunday he was driving down Northwest 12<sup>th</sup> past the Highlands Golf Course heading north at the intersection there he noticed a child coming off the side street to the entryway of the golf course to get to the sidewalk to go to the pool. This child did not see them or look and this area is being more frequently used as an arterial. He asked what could be done to prevent a disaster from happening, maybe putting up flashing lights, lower the speed limit to 25 mph. Mr. Shoecraft commented that people move pretty fast to get to that golf course. Mr. Abbott stated this happens everywhere where children are on one side of the street and what they want to get to or are going to be using is on the other side of the street. He said he would take a look at it and try to come up with something. Jeff asked if he could do it this week as he is very worried about that intersection.

### **COLEEN SENG**

Ms. Seng said she has had two phone calls where people were concerned about how dry it was and wondering what was going to be done about the fireworks on the 4<sup>th</sup> of July. These people recommended that the individual fireworks be banned and have only the large display. We would like to have the fireworks but somebody should be thinking about this. Mr. Merwick stated that they had been thinking about this, but it would probably take some Council action to ban fireworks except for displays if that where they want to go. He sure could get something cooking. He stated that he doesn't have the authority to ban fireworks without some action from the Council so if they want that to occur he could talk to Dana and could bring something forward next week. There has been a lot of people taking out permits for fireworks stands to start selling. With it being so dry there is a lot of potential for a lot more fires this year. Would you like a recommendation from Building and Safety? Or do you want to take some action as a Council to ban fireworks and just have displays? Mr. Camp agrees with the concerns, but wondered from a practical standpoint if they can really stop it at this point? Dana Roper stated that there is an ordinance which allows fireworks sales during certain days and if they want to change it it will have to be on First Reading next week and combined readings on 2<sup>nd</sup> and 3<sup>rd</sup> on the 26<sup>th</sup> & not issue any permits in the meantime. Coleen mentioned that she feels it is too late to do anything, but she feels there should be an educational program presented to the public because of the dryness. Mr. Merwick said they would starting about the third week in June. Ms. McRoy asked Chief Spadt how many fires are there from sparks of the fireworks? Chief Spadt answered that there were quite a few last year and as a result some were substantial and there were a significant number of injuries due to the fireworks. He didn't have the exact number, but it was a high number. Ms. McRoy asked if they would have a leg to stand on if they moved in that direction? Chief Spadt felt they would, but the ramifications of such a decision wouldn't be pleasant. Mr. Camp suggested that maybe it could be rescheduled. (laughter) Mr. Cook asked if there are any fliers or any kind of materials passed out when people buy their fireworks? Mr. Merwick stated they could add something, but most fire injuries aren't caused by what's bought over the counter they're caused by what's coming into the City illegally or those who try to make their own fireworks & it blows up in their hands or face. They could have something to hand out with the fireworks sold. Ms. Seng thanked Mike Merwick for handling a sticky situation in the Meadowlane Neighborhood. There were two different departments weighing two slightly different things & a homeowner that was really concerned. Mr. Merwick mentioned that Scott Opfer helped in getting this resolved. Mr. Fortenberry stated he's already heard public announcements about dry conditions, watch your barbeques and other things and asked Chief Spadt if it was his agency putting it out. Chief Spadt stated he thought it was from the State Fire Marshall Office. He said the Fire Dept. could work with Mike Merwick in saturating the community with safety tips and work together on that.

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Mr. Camp thanked Jennifer Brinkman and Amanda with their help with the Haymarket Heydays. He thanked the Public Works Dept. as well.

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Mr. Shoecraft talked about the markings on K Street passing St. Mary's Church & the Capital. They put new markings down, but the old markings are still visible. He almost hit somebody the other day because it's confusing. If you're going to put down new white markings you need to put some type of black surface over those. It's dangerous & very confusing.

Mr. Cook stated he agrees with Mr. Shoecraft in fact P Street it seems to him the old markings happen to be right on top of where cracks were in the street. When they moved them the cracks remained, of course, and made it look like they were there. I always thought they should go out there with black paint and just put black paint on them.

Mr. Camp said that they did some of that, but then it rains & it looks like they're still there.

Mr. Shoecraft said that over here is you just can't tell. You're looking to see which lane you're suppose to be in because you're seeing two different sets of markings out here. That's all I have.

## **VI. MEETING ADJOURNED AT 11:46 A.M.**

**Directors' Meeting  
Minutes  
Monday, June 12, 2000  
Conference Room 113**

**Council Members Present:** Jon Camp, Jonathan Cook, Jeff Fortenberry, Cindy Johnson, Annette McRoy, Coleen Seng, Jerry Shoecraft.

**Others Present:** Jennifer Brinkman, Mayor's Office; Dana Roper, City Attorney; Directors & Department Heads; city Clerk, Paul Malzer; Judy Roscoe, City Clerk Staff; Chris Hain, Lincoln Journal Star Representative.

**I. MAYOR** - Mayor Don Wesely not present. No comments from staff.

- A. Letter & Material from Mayor Don Wesely - RE: StarTran Task Force Recommendations. - NOTED WITHOUT COMMENTS.
- B. CITY OF LINCOLN - NEWS RELEASE - RE: Civil Rights Symposium Set For July In Lincoln. - NOTED WITHOUT COMMENTS.
- C. News Release - Parks Department Interim Management Announced - NOTED WITHOUT COMMENTS.

**II. CITY CLERK**

City Clerk Malzer stated to Council that the liquor applications of Garden Café would be called together at the Public Hearing.

City Clerk Malzer stated that Item No. 6 has two motions to amend to this ordinance and a request has been made from Terry Bundy of LES to place this on Pending.

Mr. Shoecraft asked if the procedure was to be 3<sup>rd</sup> Reading with continued Public Hearing today, two motions to amend & a motion to place on Pending with Public Hearing to which Clerk Malzer responded yes.

Mr. Cook stated he wants to make sure everyone understands what's being proposed.

Mr. Johnson stated she'd like to vote on the amendments (inaudible) and put something a little bit together separately (inaudible) with what you're trying to do. I think maybe pull all the entities altogether and come up with some kind of a plan, What are we looking at regarding costs? How's it going to affect our constituents if we bury lines, you know LES. (inaudible) some kind of a comprehensive plan.

Mr. Cook says that he thinks the existing language doesn't make very much sense & may not apply the way some people think it applies. So if we pass the existing ordinance I still think that misunderstanding is there. He did discuss the Pending issue with LES.

Mr. Fortenberry stated he heard Alltel's argument against taking away (inaudible). It makes sense to him, but understands what Mr. Cook is saying in terms of the general language that's currently in there that doesn't quite make sense either.

Mr. Cook stated that Law Dept. has done some research to see what language other cities have in their right-of-way ordinances pertaining to variable lines and the Council Members need time to look at that.

Mr. Fortenberry said he suggested to have a fact of omission of Alltel (inaudible) and they don't have a consistent basis.

City Clerk Malzer in reference to Item No. 16 stated that there is a motion to amend & a substitute Attachment A.

City Clerk Malzer said that there are two attachments to the Miscellaneous Referral Sheet from the Chief of Police in regards to two SDL's for the Haymarket Hay Days on the 16<sup>th</sup> & 17<sup>th</sup>. This will not go before City Council because this is a City Special Event and they went through the Special Event Committee which is allowed by City ordinance.. They do not need to go before City Council and they have been approved.

City Clerk Malzer asked if there would be a meeting on July 3<sup>rd</sup>.

Mr. Shoecraft said the Budget Office needed to meet with the City Council that day since they are in the budget process. So, yes there would be a meeting. I'd rather have a briefing on Thursday & get Monday off. We may be able to swing a deal. He then asked if something came up at the 11<sup>th</sup> hour how much notice would Paul need?

City Clerk Malzer stated he would need at least 24 hours. He said he would try to avoid scheduling any liquor applications or any special permits because they have to be advertised 7 days prior to public hearing.

Mr. Camp said to Mr. Shoecraft that he sounds reluctant about this.

Mr. Shoecraft stated that Budget Dept. is at such a point that they need a day for various reasons in regards to the budget process. Maybe he could talk to Don & Administration & see about their schedules & see if its worth having briefings with Council to agree on a time maybe later that week to get Monday off.

Finance Director Don Herz stated he would talk with Steve Hubka to see if there's anyway.

Mr. Seng mentioned that on that Thursday they have prevalent time from 4:00 to 8:00 p.m.

Mr. Shoecraft said he could give 2:00 p.m to 8:00 p.m. just to get Monday off.

### III. CORRESPONDENCE

#### A. COUNCIL REQUESTS

##### COLEEN SENG

1. OUTSTANDING request to Urban Development, Wynn Hjermstad - RE: The situation at 448 N. 24<sup>th</sup> Street (RFI#803 - 5/01/00) - **1) SEE RESPONSE FROM BUILDING & SAFETY DEPARTMENT RECEIVED ON RFI#803 - 5/12/00. 2) SEE RESPONSE FROM LINCOLN HOUSING AUTHORITY RECEIVED ON RFI#803 - 5/18/00. - NOTED WITHOUT COMMENTS.**
2. OUTSTANDING request to Public Works Department, Allan Abbott - RE: A rose hedge at 140 Skyway Road (RFI#804 - 5/31/00) - NOTED WITHOUT COMMENTS.
3. Request to Building & Safety Department/Public Works Department/Mayor - RE: T<sup>he</sup> McCleery's fence (RFI#805 - 6/08/00) - NOTED WITHOUT COMMENTS.



4. Request to Public Works Department - RE: A sidewalk on N. 62<sup>nd</sup> & Havelock Avenue (RFI#806 - 6/08/00) - NOTED WITHOUT COMMENTS.
5. Request to Public Works Department/StarTran, Larry Worth - RE: An exact route location for Marion Casburn - 3820 N. 42<sup>nd</sup> Street. (RFI#807-6/08/00)

#### ANNETTE MCROY

1. OUTSTANDING request to PRT/LPD/B&S/**Urban Development**/Animal Control - RE: Duplex 3019 & 3017 Starr Street (RFI#38 - 4/6/00) - **1) SEE RESPONSE FROM BUILDING & SAFETY DEPARTMENT RECEIVED ON RFI#38 - 4/10/00. 2) SEE RESPONSE FROM ANIMAL CONTROL RECEIVED ON RFI#38. 3) SEE RESPONSE FROM CHIEF CASADY, LPD RECEIVED ON RFI#38. - 4/19/00.** - NOTED WITHOUT COMMENTS.
2. OUTSTANDING Request to **Public Works Department** - Sidewalks - RE: Sidewalks that need to be inspected. (RFI#40 - 5/05/00) - NOTED WITHOUT COMMENTS.
3. OUTSTANDING Request to Planning Department/**Real Estate** - RE: Request for a vacation of "Y" Street from 7<sup>th</sup> - 9<sup>th</sup> Streets (RFI#41 - 5/05/00) - **1) SEE RESPONSE FROM JENNIFER DAM, PLANNING DEPARTMENT RECEIVED ON RFI#41 - 5/09/00.** NOTED WITHOUT COMMENT.
4. OUTSTANDING request to **Law Department** - RE: Cars & Trucks driving on City streets that operate hydraulics systems. (RFI#45 - 5/05/00). - NOTED WITHOUT COMMENTS.
5. OUTSTANDING Request to **Public Works Department**, Sidewalks - RE: The West "O" Business Association on their welcome sign. (RFI#46 - 5/05/00) - NOTED WITHOUT COMMENTS.
6. Request to Lincoln Police Department, Traffic Enforcement- RE: Cars parking across the sidewalk area on a regular basis (RFI#46 - 5/18/00) - **1) SEE RESPONSE FROM CAPTAIN IMES, POLICE DEPARTMENT RECEIVED ON RFI#48-6/05/00.** NOTED WITHOUT COMMENTS.
7. OUTSTANDING Request to **Public Works Department**, Sidewalks - RE: Sidewalk Inspections that are needed (RFI#49 - 5/18/00) - NOTED WITHOUT COMMENTS.

Request to Public Works Department, Roger Figard - RE: A problem in their area with an incomplete street, namely Lamont Drive (RFI#51-6/08/00) - NOTED WITHOUT COMMENTS.

#### JON CAMP

1. OUTSTANDING request to **Parks & Rec. Department**, Jim Morgan/Lynn Johnson - RE: Tierra park -Retaining Wall - 3012 Stephanos (RFI#41 - 5/12/00) - NOTED WITHOUT COMMENTS>
2. OUTSTANDING request to Don Taute, Assistant City Attorney/**Georgia Glas, Personnel Director** - RE: Proposed Ordinance - (00-101 on Council Agenda) (RFI#42-5/15/00) - **1) THE RESPONSE FROM DON TAUTE, CITY ATTORNEY'S OFFICE WAS RECEIVED ON RFI#42-5/25/00 WAS ATTACHED TO THE DIRECTOR'S ADDENDUM FOR TUESDAY, MAY 30, 2000.** - NOTED WITHOUT COMMENTS.
3. OUTSTANDING Request to Fire Dept/Chief Spadt - RE: Fire Station at 84<sup>th</sup> & South Streets (RFI#39 - 5/11/00) -

Mr. Camp asked Chief Spadt if he had any idea when he would have this information back.

Chief Spadt responded that they were having a heck of a time analyzing because for years they responded with three vehicles and now they are responding with five. Since they've been automated the last 15 years anything beyond they would have to go to the archives and by hand determine which apparatus was on location first. This will take a great deal of time to accomplish this request.

#### **CINDY JOHNSON**

1. Request to Mike Merwick, Building & Safety Department - RE: Food is being thrown in the back for rats, possums, etc. - house West (right next door) to 1832 Bellville (RFI#145 - 522/00) - **1) THE RESPONSE FROM MIKE MERWICK, BUILDING & SAFETY DEPARTMENT WAS RECEIVED ON RFI#145 - 5/26/00 WAS ATTACHED TO THE DIRECTOR'S ADDENDUM FOR TUESDAY, MAY 30, 2000. (This Request & Response will be taken off next week, I wanted to let you know that a response to this RFI had been received)**

Ms. Johnson said thank you, Mike you gave it to me just in time, this lady called me.

#### **B. DIRECTORS AND DEPARTMENT HEADS**

##### **AUDITING**

1. Letter from Mark Leikam, City of Lincoln Keno Auditor (See Letter). - NOTED WITHOUT COMMENTS.

##### **FINANCE**

1. Memo from Don Herz, Chairman, Ambulance Review Committee - RE: Ambulance Review Committee Assignment (Council copies hand delivered to them over the first weekend in June) (Copy of this material is on file in the City Council Office.) - NOTED WITHOUT COMMENTS.

##### **HEALTH DEPARTMENT**

1. NEWS RELEASE - RE: Smoke Free Dining Day - June 4, 2000 - Nebraska is celebrating "Nebraska No Tobacco Week"; Ma 29-June 5 (See Release). - NOTED WITHOUT COMMENTS
2. NEWS RELEASE - RE: The Board of Health will meet on June 20, 2000 at 7:30 p.m. (See Release). - NOTED WITHOUT COMMENTS.
3. NEWS RELEASE - RE: Board of Health Appointments. (See Release). - NOTED WITHOUT COMMENTS.
4. NEWS RELEASE - RE: Summer Food Program (See Release). - NOTED WITHOUT COMMENTS.

##### **LIBRARY**

1. NEWS RELEASE - re: Library Board Candidates Sought. (See Release).

Mr. Shoecraft stated this gets back to the same issue we've been talking about for years now procedures and how that should occur, so does anybody have any suggestion let us know.

Mr. Cook stated he thought he read in a memo that they're going to go through their process and then send them all to us anyway, is that still acceptable with the Council?

Mr. Shoecraft answered yes, I think that's what we all agreed on.

## **PLANNING**

1. Information from Kathleen Sellman, Planning Department & Allan Abbott, Public Works Department - RE: Solicitation of Task Force Members (See Material)

Mr. Shoecraft stated that that information is in there (inaudible) for Task Force that whatever you Council appointments or County Commissioner appointment and some from our colleagues so keep that in mind, review that, and (inaudible) to sit on any one of those three new Task Force that are coming up in June, July, I think, let me know, let us know and we'll go from there.

Mr. Camp stated that two words you may have to (inaudible) public school on Wednesday's, Thursday's & (inaudible) get representation on this.

Mr. Shoecraft said to be mindful of that. He was at a joint school board meeting and suddenly she sent me a couple of public school systems that would like to have representation on. Any of those Task Force you see that will impact them greatly, keep that in mind also.

2. Annexation by Ordinance - Effective Date: June 14, 2000 - Ordinance No. 17677 - 265.29 acres. - NOTED WITHOUT COMMENTS.

## **PLANNING COMMISSION FINAL ACTION .....**

1. Final Plat No. 0004 - Edenton North 5<sup>th</sup> Addition (Lucile Drive & Shirl Drive) Resolution Nol. PC-00605 - NOTED WITHOUT COMMENTS..

## **POLICE DEPARTMENT**

1. Memo from Investigator Russ Fosler - RE: Zapatas (See memo) - NOTED WITHOUT COMMENTS.

## **PUBLIC WORKS & UTILITIES DEPARTMENT**

1. Memo from Elmer Cole - RE: Ornamental Lighting district Questions. (See memo) - NOTED WITHOUT COMMENTS.

## **REAL ESTATE DIVISION**

1. InterOffice Memo from Clinton W. Thomas - RE: Vacation of west 20 feet of North 18<sup>th</sup> Street adjacent to Block 10, Kinney's "O" Street Addition, and Lots 2, 3, & 4 Bryant Subdivision. (See memo) - NOTED WITHOUT COMMENTS.
2. InterOffice Memo from Clinton W. Thomas - RE: Vacation of south 35 feet of E Street, west of 27<sup>th</sup> Street. (See memo) - NOTED WITHOUT COMMENTS.
3. InterOffice Memo from Clinton W. Thomas - RE: Vacation of H Street from west line of South 6<sup>th</sup> Street west to railroad right-of-way. (See memo) -

Mr. Shoecraft asked about 18<sup>th</sup> Street between R and Q is there anybody here who can address that issue.

Marc Wullschleger stated he believes it's UNL is between R & Q help me out there.  
Mr. Shoecraft said it was on the west side.  
Mr. Wullschleger stated it was Duteau's lot was sold to UNL.  
Mr. Shoecraft asked if that was the new parking ...  
Mr. Wullschleger answered it was the new parking (inaudible).

**C. MISCELLANEOUS**

1. Material from Jim Willis, President, Lincoln Central Labor Union - RE: A resolution that they would like to get passed through the City Council, it is a resolution for "Workers Right to Organize" which is already a federal law, but they would like to reaffirm this with a resolution locally. (See material) -

Mr. Shoecraft said this has been submitted to Administration also. T

Ms. Seng asked if Dana had a copy of that/

Mr. Shoecraft said he was told that it was submitted to administration & forward to Dana. I'm not sure if he received it.

Jennifer Brinkman said she would send him a copy.

2. Letter from Eloise Mathias to StarTran - RE: The proposed bus service changes to the StarTran schedules. (See letter)

Ms. Seng said she would send that through. She had sent another one through (inaudible).

3. Letter from Joan Aksamit, Secretary, Briarhurst West Neighborhood Association - RE: Burlington Railroad has posted a sign at the tracks south of the South 33<sup>rd</sup> Street dead end stating that the private crossing is subject to closure, and if you believe you are legally entitled to this crossing, to call - they would like to see it kept open and possibly continue the bike path across it since our only route north is 40<sup>th</sup> Street or 27<sup>th</sup> Street. (See letter)

Mr. Shoecraft asked if anyone was familiar with this?

Roger Figard stated that Public Works will have to take a look at it. He hasn't seen it yet because he was gone last week.

Mr. Shoecraft said he would see that Mr. Figard gets a copy of it.

4. Letter & Report from Regina Robinson -Noble, M.D., Lancaster County Medical Society - RE: A "Thank you" letter for the opportunity to serve the community as your appointee representing the Lancaster County Medical Society on the Ambulance Review Committee. (See material) - NOTED WITHOUT COMMENTS.

5. Letter & Material from Scott D. Sullivan, AIA, Erickson Architects Sullivan to John Bradley, Planning. - RE: Entries- Phase II. (See material).

Mr. Fortenberry stated that this should really be taken with a grain of salt. It is a minimal contract requirement that doesn't include near the information on all the creative (inaudible).

John Bradley said he advised Jeff that this meets their contractual requirements for the Phase 2, but at this point our Parks Dept. & Public Works Dept. & Planning will get together and work it out closer & realistically and see what they can achieve. He did tell Jeff that he had been attempting, but the person I need to talk to at the State was out of town last week, but he is going to see what the chances are of getting

some T-21 (inaudible) money to do some of these improvements that have been suggested. They seem to be pretty right for that type of money, in his mind anyway. And, nationally the awards are in the hundreds of thousands of dollars for that type of loan. He feels there some hope and promise there. He's not aware that they've been able to tap any of that money here in Lincoln. With Allan on our side now he knows the in's and out's of the State.

## **ADDENDUM**

### **I. CORRESPONDENCE**

#### **C. MISCELLANEOUS**

1. Letter from Terry L. Bundy, P.E., Administrator and CEO, LES - RE: The language in the Telecommunication ordinance regarding the requirements to put facilities underground is confusing. (See letter) - NOTED WITHOUT COMMENTS.
2. Letter from Concerned Lincoln Rural Metro Employees - RE: The EMS Issue. (See letter) - NOTED WITHOUT COMMENTS.
3. Letter from Alene Anderson-Swinehart, Irvingdale Neighborhood Assn - RE: The INA Board's support of Councilman Cook's amendment to the Right-of-Way Ordinance. (See letter) - NOTED WITHOUT COMMENTS.
4. Letter from Corrie Kieltry, Secretary, Hawley Area Neighborhood Assn. - RE: The Hawley Area Neighborhood Association asks for your support on Councilman Cook's proposed amendment to the Right-Of-Way Ordinance (#00-100) currently before the City Council. (See letter) - NOTED WITHOUT COMMENTS.
5. Three Letters -RE: The ambulance service issue. (See letters) - NOTED WITHOUT COMMENTS.

### **IV. DIRECTORS**

Don Herz stated that he and Steve Hubka would like to meet with the Council at their noon meeting to discuss the July 3<sup>rd</sup> meeting.

### **V. CITY COUNCIL MEMBERS**

**CINDY JOHNSON - NO COMMENTS.**

**JONATHAN COOK**

Mr. Cook mentioned a reminder of the July 4<sup>th</sup> Fireworks.

**ANNETTE MCROY**

Ms. McRoy told of a fire hydrant that has been knocked over on Capital parkway and Randolph Bypass. It has been laying on it's side for a couple of days now.

**JEFF FORTENBERRY**

Mr. Fortenberry said he had two things. He asked Allan about a letter to the head of the Airport Authority about landscaping improvements. He feels that he ought to make sure that we're all on the same track because the next phase of the entryway project is right there and that's going

to get confusing to outside parties. He suggested that they hesitate and regroup and make sure everyone has the same goal. He also mentioned that on Sunday he was driving down Northwest 12<sup>th</sup> past the Highlands Golf Course heading north at the intersection there he noticed a child coming off the side street to the entryway of the golf course to get to the sidewalk to go to the pool. This child did not see them or look and this area is being more frequently used as an arterial. He asked what could be done to prevent a disaster from happening, maybe putting up flashing lights, lower the speed limit to 25 mph. Mr. Shoecraft commented that people move pretty fast to get to that golf course. Mr. Abbott stated this happens everywhere where children are on one side of the street and what they want to get to or are going to be using is on the other side of the street. He said he would take a look at it and try to come up with something. Jeff asked if he could do it this week as he is very worried about that intersection.

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